

**BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO**

MARY JO STOLLE,

Claimant,

v.

CHRISTINE BENNETT,

Employer,

Defendant.

**IC 04-001592**

**ORDER**

Filed July 15, 2005

Pursuant to Idaho Code § 72-717, Referee Michael E. Powers submitted the record in the above-entitled matter, together with his proposed findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendations of the Referee. The Commission concurs with these recommendations. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED that:

1. Claimant has failed to prove she suffered an accident causing injury arising out of and in the course of her employment.
2. The remaining issue of whether Claimant was an employee or an independent contractor is moot.
3. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all issues adjudicated.

DATED this \_\_15<sup>th</sup>\_\_ day of \_\_July\_\_\_\_, 2005.

INDUSTRIAL COMMISSION

\_\_\_\_/s/\_\_\_\_\_  
Thomas E. Limbaugh, Chairman

\_\_\_\_\_  
James F. Kile, Commissioner

\_\_\_\_\_/s/\_\_\_\_\_  
R. D. Maynard, Commissioner

ATTEST:

\_\_\_\_\_/s/\_\_\_\_\_  
Assistant Commission Secretary

### **CERTIFICATE OF SERVICE**

I hereby certify that on the \_\_15<sup>th</sup>\_\_ day of \_\_\_\_July\_\_\_\_, 2005, a true and correct copy of the foregoing **ORDER** was served by regular United States Mail upon each of the following persons:

SCOTT ROSE  
300 MAIN ST STE 153  
BOISE ID 83702

NATALIE CAMACHO MENDOZA  
623 W HAYS ST  
BOISE ID 83702

\_\_\_\_\_/s/\_\_\_\_\_

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